

A bill for an act

relating to clean water and water supply planning; authorizing use of the clean water legacy account to support Metropolitan Council water supply planning activities; eliminating sunset date of the Metropolitan Area Water Supply Advisory Committee; appropriating money from constitutionally dedicated funds; amending Minnesota Statutes 2008, section 473.1565, subdivision 2; Minnesota Statutes 2009 Supplement, section 114D.45, subdivision 3.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 2009 Supplement, section 114D.45, subdivision 3, is amended to read:

Subd. 3. **Purposes.** Subject to appropriation by the legislature, the clean water legacy account may be spent for the following purposes:

(1) to provide grants, loans, and technical assistance to public agencies and others who are participating in the process of identifying impaired waters, developing TMDL's, implementing restoration plans for impaired waters, and monitoring the effectiveness of restoration;

(2) to support measures to prevent waters from becoming impaired and to improve the quality of waters that are listed as impaired but do not have an approved TMDL addressing the impairment;

(3) to provide grants and loans for wastewater and storm water treatment projects through the Public Facilities Authority;

(4) to support the efforts of public agencies associated with subsurface sewage treatment systems and financial assistance for upgrading and replacing the systems; ~~and~~

(5) to provide funds to state agencies to carry out their responsibilities under this chapter; and

(6) to provide funds to the Metropolitan Council to support Metropolitan Council water supply planning activities under section 473.1565.

Sec. 2. Minnesota Statutes 2008, section 473.1565, subdivision 2, is amended to read:

Subd. 2. **Advisory committee.** (a) A Metropolitan Area Water Supply Advisory Committee is established to assist the council in its planning activities in subdivision 1. The advisory committee has the following membership:

- (1) the commissioner of agriculture or the commissioner's designee;
- (2) the commissioner of health or the commissioner's designee;
- (3) the commissioner of natural resources or the commissioner's designee;
- (4) the commissioner of the Pollution Control Agency or the commissioner's designee;
- (5) two officials of counties that are located in the metropolitan area, appointed by the governor;
- (6) five officials of noncounty local governmental units that are located in the metropolitan area, appointed by the governor; and
- (7) the chair of the Metropolitan Council or the chair's designee, who is chair of the advisory committee.

A local government unit in each of the seven counties in the metropolitan area must be represented in the seven appointments made under clauses (5) and (6).

(b) Members of the advisory committee appointed by the governor serve at the pleasure of the governor. Members of the advisory committee serve without compensation but may be reimbursed for their reasonable expenses as determined by the Metropolitan Council. The advisory committee ~~expires December 31, 2010~~ does not expire.

(c) The council must consider the work and recommendations of the advisory committee when the council is preparing its regional development framework.

Sec. 3. **APPROPRIATION; WATER SUPPLY PLANNING ACTIVITIES.**

\$500,000 is appropriated in fiscal year 2011 from the clean water legacy account to the Metropolitan Council to fund Metropolitan Council water supply planning activities under section 473.1565. This appropriation is available until expended.

Sec. 4. **APPLICATION.**

Sections 1 to 3 apply in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

- 3.1 Sec. 5. EFFECTIVE DATE.
- 3.2 Sections 1 to 3 are effective the day following final enactment.